

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 746 - SB 865

March 29, 2011

SUMMARY OF BILL: Increases, from 15 to 28 days, the time following service of an ex parte order on the respondent within which a hearing on an order of protection must be held. Provides that any person who violates an order of protection is subject to arrest. Requires a law enforcement officer to submit a report to a judge or magistrate, through such officer's supervisor, for issuance of an order of protection where probable cause exists to believe a person is a victim of domestic abuse, stalking, or sexual assault.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Increasing the amount of time within which a hearing must be conducted following service of the respondent will not result in a significant fiscal impact to the state and local courts.
- Requiring a law enforcement officer to submit a report to a magistrate judge for issuance of an order of protection where probable cause exists will result in a small increase in cases in the court system, which in turn will result in additional state and local government expenditures for processing the cases and additional state and local government revenue from fees, taxes and costs collected. These expenditures and revenue are estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink, reading "James W. White".

James W. White, Executive Director

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